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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
(San Francisco Division)

1 WHEREAS the parties to this action have entered into a conditional settlement of this action  
2 and are hopeful that the conditions will be satisfied in the near future; and

3 WHEREAS the parties have agreed to suspend discovery approximately 50 days as part of  
4 that conditional settlement;

5 IT IS HEREBY STIPULATED AND AGREED that the Fact Discovery Cut-off date, now  
6 set for January 15, 2009, be extended to March 6, 2009.

7  
8  
9 Dated: October 30, 2008

10 /S/  
11  
12  
13  
14 Dated: October 30, 3008

15 /S/  
16 Michael R. Simmonds  
17 Attorney for Defendant

18 SIMMONDS & NARITA LLP

19 IT IS SO ORDERED.  
20  
21 Dated: 11/14/2008

